EDITOR'S NOTE

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96-8796

ORIGINAL

No.

In The United States Supreme Court

OCTOBER TERM, 1996

Supreme Court, U.S.
FILED
APR 25 1997
OFFICE OF THE CLERK

Eileen Vey

v.

President Clinton & First Lady Clinton, et al

Petition For A Writ of Certiorari To The United States Court of Appeals For The Third Circuit

RECEIVED
APR 25 1997
OFFICE OF THE CLERK
SUPREME COURT, U.S.

EILEEN VEY
804 CEDAR AVENUE
PITTSBURGH PA 15212

10/29pp

QUESTION PRESENTED

I.

DID THE U.S. COURT OF APPEALS (3RD) ERR, WHEN IT FAILED TO GRANT VEY RELIEF CONCERNING THE DEPRIVATIONS OF SERVICES, ETC.,

LIST OF PARTIES

The parties involved herein include The President of the United States of America, all government branches, local governments, some foreign government leaders, those listed in the attached docket sheet and various "tag-a-long" parties.

No. _____

In The
United States Supreme Court Of America

OCTOBER TERM, 1996

Eileen Vey
v.
President Clinton & First Lady Clinton, et al.

Petition for a Writ of Certiorari
to The U.S. Court of Appeals (3RD)

The petitioner, Eileen Vey, hereby requests a Writ of Certiorari to the Court of Appeals for the Third Circuit be granted.

ORDERS BELOW

To the best of Vey's knowledge, all reports in this particular case were all unofficial reports, which was docketed at Civil No. 94-2141 in the U.S. District Court (WD of PA) and Civil No. 96-3571 in the U.S. Court of Appeals (3RD).

JURISDICTION

The United States Court of Appeals for the Third Circuit issued an Order dated February 27, 1997, which denied this case as legally frivolous. Jurisdiction is envoked under writ of certiorari, 28 USC § 1254, Rule 12.

CONSTITUTIONAL & STATUTORY PROVISION

Involved is this writ of certiorari are federal statutes 42 USC § 1983 and 18 USC § 1961 Civil RICO, which provide relief for the U.S. Constitutional and Federal deprivations suffered.

STATEMENT OF CASE

The United States District Court, Western District of Pennsylvania, had jurisdiction pursuant to 28 USC § 1343 for this consolidated Habeas Corpus/Civil Rights/RICO case.

Vey has attached hereto 1) Appendix 1, CA3RD's February 27, 1997 Order appealed here; 2) Appendix 2, the last U.S. District Court's Order denying case again; 3) Appendix 3, the six (6) page docket sheet showing this case's long party and history list; and 4) Appendix 4, the complaint.

In brief, this case below is a partial compilation of U.S. Constitutional and Federal deprivations (§1983, Appendix 5) and service deprivations (Civil RICO) list, crime detection list, a relief sought list, as that listed in this Court at No. 96-6050, which includes the establishing of national and international LAW & ORDER.

REASONS FOR GRANTING WRIT

Writ of Certiorari to the Third Circuit should be granted for reasons following, that show that the United States Court of Appeals 1) has entered a decision in conflict with other United States Courts of Appeals; 2) has so departed from the accepted

and usual course of judicial proceedings; 3) sanctioned such a departure by lower court, as to call for an exercise of this Court's supervisory power; and 4) has decided important federal questions in way that conflicts with this Court. These are:

Legal Chaos Below

For Nine (9) different years, the petitioner, Vey, has submitted cases of legal premise with evidence appendices and her own testimony (habeas corpus against her will) in support thereof. For most of these years, she has had same judges, particularly in the CA3RD where she has had same Judge Becker. Because of this prejudicial and bias judging, believed partially due to lack of attorney. Vey has been denied due process in the federal court system. Vey has federal statutory right, 28 USC § 1654, to argue and litigate her own Civil Rights case in all courts.

In addition to the aforementioned bias, prejudice, no lawyer for her habeas corpus (§ 2254), chaotic procedures below, Vey was denied a briefing in Court of Appeals for the Third Circuit in this case and submits the following concerning 28 USC §§ 47, 144, 455(d) (RECUSAL MATTERS CONFLICTING WITH THIS COURT AND OTHER U.S. COURT OF APPEALS):

U.S. ex rel Fink v. Tod (1924) 1F2d 246 revd on other grounds 267 US 571,

> "Purpose of statutory disqualification is to make certain that the U.S. Court of Appeals consist of Judges uncommitted and uninfluenced by having expressed or formed opinion in court of first instance.."

Harris v. Champion (1994), 15 F3d 1538,

> "Standard under federal recusal statutes is an objective one and requires recusal whenever reasonable person, knowing all relevant facts, would harbor doubts about judge's impartiality."

Legal Premise for §§ 1983 & RICO

In reference to this case's 1994 filing under 42 USC § 1983 and Civil RICO 18 USC § 1346, Vey need show rightful deprivations by respondents, **U.S. v. Brown**, (1976) 540 F2d 364,

> "A deceptive scheme will be violative of this section, if it is shown to operate to deprive individuals of significant intangible rights or interests."

> "For the purposes of this chapter, the term "scheme or artifice to defraud" includes a scheme or artifice to deprive another of the intangible right of honest services." 18 USC § 1346

"Tag-a-Long" Matters Since 1994 Filing

Since the 1994 filing of this case, Vey is supplementing this case with additional issues/matters with legal authority given by this U.S. SUPREME COURT, **Lamar v. U.S.** 241 US 103.

Legal Premise For Case Against President, Etc.

There is no immunity from civil suit or criminal prosecution in courts, **Nixon v. Sirica** (1973) 487 US F2d 700:

> "Immunity - This clause does not imply immunity of the President from routine court process."

The President is liable under 18 USC § 1983, (1979) 481 FS 1086, app dismd (CA2NY) 624 F2d3,

> "President of US was entitled to qualified immunity, rather than absolute immunity, in action under 42 USCS § 1983 alleging that US, several government agencies, various federal governmental officials, and telephone company engaged in break-

> ins and burglaries of plaintiff's homes and offices, physical intimidation and harrassment, wire taps, mail openings, and other forms of illegal surveillance against plaintiffs', where President did not argue that alleged surveillance program was exercise of judicial or prosecutorial function of office or that it was essential to conduct of public business."

Moreover, Members of Congress, etc., are liable for for deprivations, **McSurely v. McClellan** (1976) 553 F2d 1277, cert gr 434 US 888, 753 F2d 88, cert dn 88 LEd2d 457,

> "Conduct that falls outside of legislative immunity - such activity,if otherwise actionable under applicable law, may be subject of private suit for damage."

Legal Premise Re International Matters

Federal courts have jurisdiction on cases of Civil Rights and commercial oppression under the Sherman Act (15 USC §§ 1 et seq.), **Hartford Fire Ins. Co. v. CA**, 509 US 764; Foreign Sovereign Immunites Act (28 USC §§ 1330, 1602 et seq.), **Argentine Republic v. Amerada Hess Shipping Corp.**, 488 US 428; **Republic of Argentine v. Weltover, Inc.**, 504 US 607; **Saudi Arabia v. Nelson**, 507 US 349, etc..

CONCLUSION

WHEREFORE, the petitioner requests that writ of certiorari be granted.

Respectfully submitted,

Eileen Vey

Eileen Vey, Pro Se

APPENDIX 1

AMENDED APS-127

February 13, 1997

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

C.A. No. 96-3571

EILEEN VEY

vs.

PRESIDENT & FIRST LADY CLINTON, ET AL.

(M.D. Pa. Civ. No. 94-cv-02141)

Present: BECKER, ALITO, AND MCKEE, CIRCUIT JUDGES

Submitted are:

(1) By the Clerk for possible dismissal pursuant to 28 U.S.C §1915(e)(2); and

***(2) Appellant's motion for withdrawal of appeal, filed February 19, 1997**

in the above-captioned case.

Respectfully,
P. Parker Sale/NBS
Clerk

PDS/NBS/ms

ORDER

The appeal is hereby dismissed pursuant to 28 U.S.C. § 1915(e)(2)(i) (1996), because it is legally frivolous. The Appellant's motion to withdraw this appeal is denied as moot.

By the Court,

Circuit Judge

Dated: FEB 17 1997

JJICC: E.V. BRS

APPENDIX 2

Rec 9-17-96

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

EILEEN VEY,	)
	)
Plaintiff,	)
	)
vs.	) Civil Action No. 94-2141
	)
PRESIDENT & FIRST LADY CLINTON, CHINA PREMIER LI PENG, U.S. SENATOR BOB DOLE, ARLEN SPECTOR, U.S. SENATOR, JESSIE HELMS, U.S. SENATOR, U.S. SENATOR WOFFORD, JUSTICE REHNQUIST, U.S. SUPREME COURT CHIEF, REN JIANXIN, CHINA SUPREME PEOPLE'S COURT, D. SLOVITER, CHIEF JUDGE U.S. COURT OF APPEALS (3RD), J. RENO, U.S. ATTORNEY GENERAL, LOUIS FREEH, F.B.I. DIRECTOR, ROBERT P. CASEY, PA GOVERNOR, M. SINGEL, PA. LT. GOVERNOR, PA. GOVERNOR ELECT RIDGE, M. SCHWEIKER, PA. LT. GOV. ELECT, PA ATTORNEY GENERAL PREATE, C.J. NIX, JR., PA SUPERIOR COURT, J.E. ROWLEY, JUDGE, PA SUPERIOR COURT PRESIDENT, ROBERT COLVILLE, ALLEGHENY COUNTY DISTRICT ATTORNEY, TOM FORESTER, CHAIRMAN, ALLEGHENY COUNTY COMMISSIONER, TOM MURPHY, PITTSBURGH MAYOR, JOS. T. PAINTER, AMA PRESIDENT, R. WLM. IDE, III, ABA PRESIDENT, JAY SEKULOW, ALCJ PRESIDENT, NADINE STROSSEN, ACLU PRESIDENT, AMTRAK PRESIDENT, LAIDLAW TRANSIT INTERNATIONAL, NATIONAL	)

AO 72A
(Rev. 8/82)

(OWENS) PRESIDENT, GREYHOUND)
BUS PRESIDENT, and ADM. I. PACE,)
SSI, ET AL,)
)
Defendants.)

ORDER OF COURT

AND NOW, this 16th day of September, 1996, after consideration of the **Motion to Appeal Case In Forma Pauperis, Motion to Withdraw Motion to Withdraw Case/Complaint** (Document No. 12) of the plaintiff, Eileen Vey, it is hereby

ORDERED that said motions (Document No. 12) are **DENIED**.

IT IS FURTHER ORDERED that in accordance with 28 U.S.C. § 1915(a), it is hereby certified that the appeal is not taken in good faith because the issues presented are frivolous and without merit, and further, this case was closed by order of dismissal dated December 15, 1994, at Document No. 3, after which the plaintiff filed a **Notice of Voluntary Dismissal By Plaintiff** on April 15, 1996, at Document No. 9.

Donald J. Lee
United States District Judge

cc Ms. Eileen Vey
804 Cedar Avenue
Pittsburgh, PA 15212

AO 72A
(Rev. 8/82)

IN . E UNITED STATES DISTRICT JRT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

EILEEN VEY Plaintiff	§	Civil Action No.
v.	§	
PRESIDENT CLINTON, ET AL, Defendants.	§	94-2141 Judge Lee

APPEAL TO THE U.S. COURT OF APPEALS (3RD) FROM A U.S. DISTRICT JUDGE'S FINAL CASE ORDER MOTIONS FOR IFP APPEAL STATUS AND APPEAL CONSOLIDATION

The plaintiff, Eileen Vey, hereby appeals U.S. District Judge Lee's Order of September 16, 1996 denying the case again. Moreover, she wants to consolidate this appeal with her September 12, 1996 appeal to the Third Circuit on this case.

Moreover, she requests to proceed In Forma Pauperis on both these appeals. Attached is a completed U.S. Supreme Court Affadavit form in support thereof.

Respectfully submitted,

Eileen Vey

Dated: 18 September 1996

Eileen Vey, Pro Se
804 Cedar Avenue
Pittsburgh PA 15212-4812
(412) 322-3131

Order

This 19th day of September, 1996 it is certified that Plaintiff's appeal is without merit and is frivolous and it is therefore ordered that the application to appeal in Forma pauperis is denied

Donald J. Lee
USDJ

APPENDIX 3

CLOSED

U.S. District Court
Western District of Pennsylvania (Pittsburgh)

CIVIL DOCKET FOR CASE #: 94-CV-2141

VEY v. PRESIDENT & FIRST, et al
Assigned to: Judge Donald J. Lee
Demand: $50,000
Lead Docket: None
Dkt# in other court: None

Filed: 12/15/94

Nature of Suit: 440
Jurisdiction: US Defendant

Cause: 42:1983 Civil Rights Act

EILEEN VEY
plaintiff

EILEEN VEY
[COR LD NTC] [PRO SE]
804 Cedar Avenue
Pittsburgh, PA 15212
(412) 322-3131

v.

PRESIDENT & FIRST LADY CLINTON,
defendant

CHINA PREMIER LI PENG,
defendant

U.S SENATOR BOB DOLE
defendant

ARLEN SPECTOR, U.S. SENATOR,
U.S. SENATOR
defendant

JESSIE HELMS, U.S. SENATOR,
defendant

U.S SENATOR WOFFORD
defendant

JUSTICE REHNQUIST, U.S.
SUPREME COURT CHIEF,
defendant

REN JIANXIN, CHINA SUPREME
PEOPLE'S COURT,
defendant

D. SLOVITER, CHIEF JUDGE, U.S.
COURT OF APPEALS (3RD)
defendant

J. RENO, U.S. ATTORNEY
GENERAL.
defendant

LOUIS FREEH, F.B.I DIRECTOR,
defendant

ROBERT P. CASEY, PA GOVERNOR
defendant

M. SINGEL, PA. LT. GOVERNOR.
defendant

PA. GOVERNOR ELECT RIDGE,
defendant

M. SCHWEIKER, PA. LT. GOV.
ELECT,
defendant

PA ATTORNEY GENERAL, PREATE,
defendant

C.J. NIX, JR., PA SUPERIOR
COURT,
defendant

J.E. ROWLEY, JUDGE, PA.
SUPERIOR COURT PRESEDENT,
defendant

ROBERT COLVILLE, ALLEGHENY
COUNTY DISTRICT ATTORNEY,
defendant

TOM FORESTER, CHAIRMAN,
ALLEGHENY COUNTY COMMISSIONER,
defendant

TOM MURPHY, PITTSBURGH MAYOR,
defendant

JOS T. PAINTER, AMA PRESIDENT
defendant

R. WLM. IDE, III, ABA
PRESIDENT
defendant

JAY SEKULOW, ACLJ PRESIDENT
defendant

NADINE STROSSEN, ACLU
PRESIDENT,
defendant

AMTRAK PRESIDENT
defendant

LAIDLAW TRANSIT INTERNATIONAL,
defendant

NATIONAL (OWENS) PRESIDENT,
defendant

GREYHOUND BUS PRESIDENT
defendant

ADM. I. PACE, SSI, ETAL
defendant

Proceedings include all events.
2:94cv2141 VEY v. PRESIDENT & FIRST, et al CLOSED

12/13/94	--	COMPLAINT, Received with Motion for Leave to Proceed in forma Pauperis. (aen) [Entry date 12/16/94]
12/15/94	1	MOTION by EILEEN VEY to Proceed in Forma Pauperis with Proposed Order. (aen) [Entry date 12/16/94]
12/15/94	2	COMPLAINT (aen) [Entry date 12/16/94]
12/15/94	3	ORDER dated 12/15/94 that Pltfs Complaint is Dismissed With Prejudice. (signed by Judge Donald J. Lee on 12/15/94) CM all parties of record. (aen) [Entry date 12/16/94]
12/16/94	--	ORDER upon motion granting [1-1] motion to Proceed in Forma Pauperis (signed by Judge Donald J. Lee on 12/15/94) CM all parties of record. (aen)
12/16/94	--	Case closed, Notice Mailed. (aen)
12/16/94	4	MOTION by EILEEN VEY to Disqualify Judge Lee (aen)
12/20/94	5	MOTION by EILEEN VEY for Reconsideration of [3-1] order, and to reassign to another Judge. (tt)
12/30/94	6	ORDER denying [5-1] motion for Reconsideration of [3-1] order, denying [5-2] motion to reassign to another Judge, denying [4-1] motion for Recusal of Judge Lee (signed by Judge Donald J. Lee on 12/30/94) CM all parties of record. (rvb)
1/29/96	7	MOTION by EILEEN VEY to Reopen Case, and for Reconsideration of [3-1] order, and Grant Emergency Medical Injunction of Dr. Freddy Fu Services and Living Expenses, and Grant Prima Facie Habeas Corpus, and to Disqualify Judge, and to Proceed in Forma Pauperis on Appeal if Aforementioned Motions Are Denied , and to Grant Nunc Pro Tunc Appeal on Case for Reasons of Health and Litigation of State Case, etc. . (jsp)
1/30/96	8	ORDER denying [7-1] motion to Reopen Case, denying [7-2] motion for Reconsideration of [3-1] order, denying [7-3] motion Grant Emergency Medical Injunction of Dr. Freddy Fu Services and Living Expenses, denying [7-4] motion Grant Prima Facie Habeas Corpus, denying [7-5] motion to Disqualify Judge, denying [7-6] motion to Proceed in Forma Pauperis on Appeal if Aforementioned Motions Are Denied, denying [7-7] motion to Grant Nunc Pro Tunc Appeal on Case for Reasons of Health and Litigation of State Case, etc.as Frivolous. (signed by Judge Donald J. Lee on 1/30/96) CM all parties of record. (aen)
4/15/96	9	NOTICE of Voluntary Dismissal by Pltf. (aen)
9/12/96	10	NOTICE OF APPEAL by EILEEN VEY from [8-1] order dated 1/30/96 TPO issued. (pt)

9/12/96	--	Certified copy of Notice of Appeal [10-1] appeal by EILEEN VEY , certified copy of docket, certified copy of order dated 1/30/96, copy of appeal fee letter mailed to USCA; copy of Notice of Appeal and information sheet to counsel of record and Judge Lee. Copy of information sheet to appellant together with Appeal Fee Letter (pt)
9/12/96	--	Certified and transmitted Record on Appeal to U.S. Court of Appeals: [10-1] appeal by EILEEN VEY (pt)
9/12/96	11	Transcript Purchase order re: [10-1] appeal by EILEEN VEY by EILEEN VEY and indicating that there is NO Transcript (aen)
9/12/96	12	MOTION by EILEEN VEY to Proceed in Forma Pauperis on appeal, and to Withdraw [9-1] notice of Voluntary Dismissal (aen)
9/16/96	13	ORDER denying [12-1] motion to Proceed in Forma Pauperis on appeal, denying [12-2] motion to Withdraw [9-1] notice of Voluntary Dismissal and it is certified that the appeal is not taken in good faith because the issues presented are frivolous and without merit, and further, this case was closed by order of dismissal by pltf voluntary on 4/15/96. (signed by Judge Donald J. Lee on 9/16/96) CM all parties of record. (aen) [Edit date 09/19/96]
9/17/96	--	Transmitted 1st Supplemental Record on Appeal: [10-1] appeal by EILEEN VEY Doc # 13) (aen)
9/19/96	14	NOTICE OF APPEAL by EILEEN VEY from [13-1] order dated 9/16/96 TPO issued. (aen)
9/19/96	--	Certified copy of Notice of Appeal [14-1] appeal by EILEEN VEY , certified copy of docket, certified copy of order dated 9/16/96 mailed to USCA; copy of Notice of Appeal and information sheet to EILEEN VEY , and judge. Copy of information sheet to appellant. (aen)
9/19/96	15	MOTION by EILEEN VEY to Proceed in Forma Pauperis on appeal (aen)
9/19/96	16	MOTION by EILEEN VEY to Amend case (aen)
9/19/96	17	Transcript Purchase order re: [14-1] appeal by EILEEN VEY by EILEEN VEY and indicating that there is NO Transcript. (aen)
9/19/96	--	ORDER upon motion denying [15-1] motion to Proceed in Forma Pauperis on appeal denying [16-1] motion to Amend case (signed by Judge Donald J. Lee on 9/19/96) CM all parties of record. (aen) [Entry date 09/20/96]

Proceedings include all events.
2:94cv2141 VEY v. PRESIDENT & FIRST, et al CLOSED

9/20/96	--	Transmitted 2nd Supplemental Record on Appeal: [14-1] appeal by EILEEN VEY (Doc # 15 and 16) (aen)
9/23/96	--	RECEIPT from USCA. for the FIRST SUPPLEMENT (aen)
9/23/96	--	RECEIPT from USCA. for the original record. (aen)
9/27/96	--	NOTICE of Docketing ROA from USCA Re: [10-1] appeal by EILEEN VEY USCA Number: (96-3549) (aen)
10/3/96	--	NOTICE of Docketing ROA from USCA Re: [14-1] appeal by EILEEN VEY USCA Number: (96-3571) (aen)
10/3/96	18	Transcript Purchase order re: [14-1] appeal by EILEEN VEY and indicating that there is NO Transcript. (aen)
10/3/96	--	Transmitted 3rd Supplemental Record on Appeal: [14-1] appeal by EILEEN VEY, [10-1] appeal by EILEEN VEY (Documents 11, 12, 14, 17, 18) (aen)
10/10/96	--	RECEIPT from USCA. for the Second Supplement. (aen)
10/15/96	--	RECEIPT from USCA. for the THIRD SUPPLEMENT. (aen)
2/18/97	19	CERTIFIED COPY OF ORDER dated 1/31/97 from U.S. Court of Appeals for the Third Circuit directing that the motion to proceed in forma pauperis is Granted, and this appeal will be submitted to panel of this court for detrermination of the whether the appeal should be dismissed and the court will also consider any other appropriate action, such as affirmance of the order of the District Court. (aen)
2/25/97	20	CERTIFIED COPY OF ORDER dated 2/21/97 from U.S. Court of Appeals for the Third Circuit directing that the motion to proceed in forma pauperis is Granted and the appeal will be submitted to a panel of this court for determination. (aen)
3/7/97	21	CERTIFIED COPY OF ORDER dated 2/27/97 from U.S. Court of Appeals for the Third Circuit directing that the appeal is Dismissed and appellants motion to withdraw this appeal is Denied as Moot. (Becker J) (aen)
3/7/97	22	CERTIFIED COPY OF ORDER dated 2/27/97 from U.S. Court of Appeals for the Third Circuit directing that the appela is Dismissed as Legally Frivolous (Becker J) (aen)
3/7/97	--	Record on Appeal returned from U.S. Court of Appeals: [14-1] appeal, [10-1] appeal (aen)

APPENDIX 4

IN THE U.S. DISTRICT COURT
W.D. OF PENNSYLVANIA

EILEEN VEY,
PLAINTIFF

V.

PRESIDENT & FIRST LADY CLINTON;
CHINA PREMIER LI PENG;
U.S SENATOR BOB DOLE;
U.S. SENATOR ARLEN SPECTER;
U.S. SENATOR JESSIE HELMS;
U.S. SENATOR WOFFORD;
U.S. SUPREME COURT CHIEF JUSTICE REHNQUIST;
CHINA SUPREME PEOPLE'S COURT PRES. JUDGE REN JIANXIN;
U.S. COURT OF APPEALS (3RD) CHIEF JUDGE D. SLOVITER;
U.S. ATTORNEY GENERAL J. RENO;
F.B.I. DIRECTOR LOUIS FREEH;

PA GOVERNOR ROBERT P. CASEY;
PA LT. GOVERNOR M. SINGEL;
PA GOVERNOR ELECT RIDGE;
PA LT. GOV. ELECT M. SCHWEIKER;
PA ATTORNEY GENERAL PREATE;
PA SUPREME COURT C.J. NIX,JR.;
PA SUPERIOR COURT PRESIDENT JUDGE J.E. ROWLEY;

ALLEGHENY COUNTY DISTRICT ATTORNEY ROBERT COLVILLE;
ALLEGHENY COUNTY COMMISSIONER CHAIRMAN TOM FORESTER;

PITTSBURGH MAYOR TOM MURPHY;

AMA PRESIDENT JOS T. PAINTER;
ABA PRESIDENT R. WLM. IDE,III;
ACLJ PRESIDENT JAY SEKULOW;
ACLU PRESIDENT NADINE STROSSEN;

AMTRAK PRESIDENT; PRESIDENT LAIDLAW TRANSIT INTERNATIONAL;
NATIONAL (OWENS) PRESIDENT;
GREYHOUND BUS PRESIDENT;
ET. AL.,
SSI ADM J. PACE, DEFENDANTS.

COMPLAINT

94-2141

RECEIVED

COPY

CLERK, U. S. DISTRICT COURT
WEST DIST. OF PENNSYLVANIA

JURISDICTION

Jurisdiction is invoked under 28 USC §§ 1339, 1342; 18 USC § 3231 in that Federal violations 42 USC § 1983, 1985; 18 USC §§ 2, 3, 4, 241, 245, 351, 371, 1341, 1343, 1346, 1509, 1512, 1513 (wheelchair), RICO, ADA, 32(a)(6), 1918 (5 USC § 7311), 2383, 2384, 2385; and our government is not operating according to our **U.S. CONSTITUTIONAL FORM** of government. In fact the Supremacy of our Federal Government has been overturned, in addition to our country's state of being that of **anarchy and sedition**, operating in violation of our **Civil Rights and Federal Crime Laws!** ARTICLE II § 2; VI § 2

COMPLAINT

Since 1984, I ("Vey") have witnessed, crime detected and alerted the herein named politicians of the illegal operations of the following systems of which I have been suffering a legal/medical etc.. nightmare, which indifference proves our state of **anarchy (lawlessness).**

Although I have totally exhausted myself with repeated complaints in various forms (letters, litigation, telephone calls), I am making another attempt here in hopes that I will obtain a Federal Judge, who is courageous enough to assist me in obtaining relief in my pain and in God's call to **Government Reform and Human Rights.** Until this is accomplished, the attached hereto and following list is not exhaustive and can be amended latter.

1. Vey has been **"Kidnapped under color of PA state laws for years"** subjected to an illegally operated state court system as well as the federal court system, an illegally operated County D.A. 's Office, illegally operated state prison, pardons and parole systems, while state officials do nothing to correct system. (Exhibits 1 & 2)

2. Vey was was illegally prosecuted by County's D.A. Colville with witnesses who stated that I feared for my life at the time of the Bridge tragedy and against PA state law, **Com. v. Upsher**, 444 A2d 90, 497 (1982); **Com. v. Gillespie**, 434 A2d 781 (1981); **Com. v. Fisher** 420 A2d 427, 491, etc...

3. Vey was attacked by D.A. Colville's staff, while she was descending the Allegheny County Courthouse staircase after making service of her Pro Se Habeas Corpus to his office. That federal litigation § 2254 was thrown at her and attacks by his office staff are a pattern of prctice. Also, his staff injured Mrs. Clark, while she was serving him also. Under Federal Law, Colville is responsible for crimes, **Lucas v. O'Loughlin** (1987), 831 F2d 232 and **Hill v. Marinelli** (1982), 565 FS 383, action which Colville have no immunity, because the action falls outside scope of duties in which Civil Rights are violated (241, 245..), **King v. Atiyeh** (1987) 814 F2d 565, **Liffiton v. Keuker** (1988), 850 F2d 73, **Goldschmidt v. Palchett** (1987) 686 F2d 582, and **Johnson v. Duffy** (1978), 588 F2d 740.

4. Vey has been illegally abandoned by counsel both on state federal levels of Court in a state criminal case, 6TH amendment, with all officials herein named having knowledge, including the knowledge of her **illegal custody.** Moreover, indigents can not obtain counsel for Civil Rights cases.

5. Vey has experienced further an illegally operated PA state court system, which operates knowingly of illegal custody and illegal laws, statutory and proceedures, that is in violation to U.S. Constitution and Federal Crime Laws. Moreover, PA Supreme Court Chief Judge Nix refuses legal and federal crime report mail of Vey's.

6. The PA Legislature is illegally operated, because they write laws which violate both the U.S. Constitution and Federal Crime and Civil Rights laws, as will be shown in Vey's case. (18 USC §§ 241, 245, etc.)

7. The Pennsylvania state Government is illegally operated due to above and attached (RICO...) and Governor Casey violated the Supremacy clause, **U.S. Constitution, Article VI**, when he a state man appointed another state man, Harris Wofford, to a high Federal Government position of the late U.S. Senator Heinz vacancy. The 17TH Amendment does not give a governor that right per se.

8. The above in turn made the election of Wofford illegal due to the way he entered that position. For this and other reasons, the election laws need reforming.

9. In further reference to the late U.S. Senator Heinz, Vey requests an investigation into that questionable death. That is, was Heinz assassinated, since he was "set up" in a dangerous flight situation; pilots exhausted and deliberate endangerment of aircraft by Sun Oil in violation of Federal law, 18 USC § 32 (a)(6)?

10. Vey being in wheelchair for over two years, has been denied SSI by state officiated illegal system (18 USC §§ 241, 245,..), and due to voluminous legal and medical dilemna, she seeks rightful benefits since 1992, of which she was unable to appeals in case in CA3RD.

11. Vey has experience also an illegal operated PA Welfare System while disabled, one which oppresses and denies disabled benefits (RE: Homewheelchair, electric wheelshair). Welfare had documentation of disability for years, yet harrasses recipients and doctors with repeated paper forms of same data, 18 USC §§ 241, 245.

12. Vey has experience the illegal Healthcare system in three states, where she is being denied **ADA appropriate care.** As a result, she has been forced in wheelchair for these years, while being tortured by medical officials.

13. Vey has contacted President and First Lady Clinton, and even China officials, while others receive Medical Help, Vey can not. First Lady Hillary obtained help for Russian at the Allegheny General Hospital, where only blocks from Vey, she is being refused treatment.

14. Vey has been unable to obtain appropriate Housing with her temporary injuries; she has to crawl down stairs.

15. Because Vey has been disabled all this time, she has had to use disabled transportation of Access under, Allegheny County Commissioner Forester, which system uses international companies, Laidlaw and National, which violated her in safety, health, and damaged equipment which they refuseto repair. The multitude of complaints submitted mostly have gone without correction and those submitted to other officials.

16. Vey has illegally been denied seeing her granddaughter, which Children and Youth is under Commissioner Forester, who refused answering Vey's request; moreover, Vey wants an investigation of Children and Youth Services to determine granddaughter's safety, as well as others.

17. Pittsburgh's Mayor Murphy did not offer any assistin Vey's disabled housing situation, needs to correct and build more wheelchair ramps on sidewalks, safety for pedistrians "right of way" to traffic on **"WALK"** signs, correct toxic grill smoke in summer, and cigarette and cigar smoke should be addressed and corrected. No one has a right to anything that injures another. Smoke is toxic and can kill and damage health of all, especially of those with medical problems. Stop smoking anywhere there are people who do not.

18. Vey wants payment for crime detection for all submitted here, previously, future in this case and for Rodney King case.

19. Vey has received no assistance from U.S. Senators, which right should be given them; and others named herein.

20. Vey has been cut off of cash benefits with PA Welfare illegally, while awaiting an appeal she submitted on November 23, 1994.

21. Vey has submitted a multitude of Federal cases of great validity for over five years, yet she can not obtain any relief as others with rich lawyers.

INJURY

Deteriorating disabled condition has made Vey a prisoner to second floor room with two disabled legs (both knees damaged with torn cartileges) tendonitus in both arms and left shoulder, left and right sacrealeac, left hip and buttocks injuries continue periodically as she injures herself attempting to crawl down staircase for legal/medical emergencies, deteriorating teeth condition due to situation, EYES... while she cares for herself alone; damaged home wheelchair....

RELIEF

IMMEDIATE MEDICAL RELIEF, PRIMA FACIE § 2254 HABEAS CORPUS GRANTED, expert Orthopedic surgeon, Dr. Freddy Fu, SSI from 1992 granted, all the above corrected, payment for crime detection, money for damages in excess of $50,000 (a Billion could not cover sufferings) lawyer Jerry Spence for all Vey's cases, appropriate hospitalization until Vey walks, other medical needs corrected, etc...

RESPECTFULLY SUBMITTED,

Eileen Vey

EILEEN VEY, PRO SE
804 CEDAR AVENUE
PITTSBURGH PA 15212-4812
(412) 322-3131

J. 50018/87

COMMONWEALTH OF PENNSYLVANIA	:	
	:	IN THE SUPERIOR COURT OF
v.	:	PENNSYLVANIA
	:	Pittsburgh Office
EILEEN VEY,	:	
	:	
Appellant	:	No. 00977 Pittsburgh, 1986

Appeal from the Judgment of Sentence of the
Court of Common Pleas of Allegheny County,
Criminal Division, at Nos. 8406363AO & 8406555AO.

BEFORE: BROSKY, KELLY and TAMILIA, JJ.

MEMORANDUM: FILED: OCTOBER 22, 1987

This is an appeal from the judgment of sentence entered against appellant pursuant to her conviction, at a non-jury trial, of third degree murder and carrying a firearm without a license.

Appellant presents the following issues for our review: (1) whether the trial court erred when it failed to suppress two statements made by appellant; (2) whether the trial court erred when it refused appellant's request to introduce evidence of the decedent's past criminal record; (3) whether the trial court erred in failing to grant a new trial due to the verdict being against the weight of the evidence; and (4) whether it was unconstitutional for the trial court to require appellant to prove insanity.

Upon consideration of the trial court opinion and briefs of counsel we affirm the judgment of sentence.

Appellant was convicted of shooting and killing her husband on the 9th Street Bridge following an argument. Appellant

EXHIBIT 1

Additionally, appellant's waiver was not invalidated by her refusal to sign a written form. Connecticut v. Barrett, ____ U.S. ____, 107 S.Ct. 828 (1987).

Appellant next contends that the trial court erred in not allowing evidence of decedent's prior criminal record. Appellant reasons that a prior criminal record would have led the decedent to have more to fear from the Internal Revenue Service, thereby explaining his fear of appellant's informing on him to the I.R.S. and thus his hostility toward appellant. (This was part of appellant's explanation of the events leading up to the argument and subsequent shooting). While we agree with the trial court that the Battered Woman Syndrome has not been recognized as a viable defense in homicide cases in Pennsylvania, Commonwealth v. S... se, ___ Pa. Super. ___, 517 A.2d 540 (1986), we must quickly add that, had appellant attempted to prove self-defense, the fact that she had been subjected to previous acts of violence at the hands of the decedent would have been relevant with regard to her belief as to imminent danger of death or great bodily harm. See, Commonwealth v. Grove, ___ Pa. Super. ___, 526 A.2d 369 (1987); Commonwealth v. Simmons, 504 Pa. 565, 475 A.2d 1310 (1984); Commonwealth v. Watson, 494 Pa. 467, 431 A.2d 949 (1981); Commonwealth v. Zenyuh, 307 Pa. Super. 253, 453 A.2d 338 (1982).

18 PS § 501, 502!

In the case sub judice, however, appellant relies upon an insanity defense and the fact that she experienced a psychotic episode at the time of the shooting. Appellant is not averring, on

EXHIBIT 2

DR. EILEEN VEY, TH.D.
804 CEDAR AVENUE
PITTSBURGH PA 15212
(412) 322-3131

4 July 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

PRESIDENT CLINTON
THE WHITE HOUSE
1600 PENNSYLVANIA AVENUE
WASHINGTON DC 20500

CC: US SEN BOB DOLE
US SEN A SPECTER
US SEN H WOFFORD
PA GOVERNOR CASEY
PA SUP CT CH J NIX JR
PA LT GOV & LEG SINGEL

Dear President Clinton:

ANARCHY, SEDITION, INSURRECTION Our Country is operating in contrast to our U.S. Constitutional form of Federal and State (Republican Form) Governments. In addition to this lawlessness of our leaders, we have Civil Wars (sedition and insurrections) seen as Gangs taking control of neighborhoods... Yet our leaders refuse to assume its responsibility to correct the situation, according to our U.S. Constitutional form of Government, thereby violating 5 USC § 7311 and 18 USC §§ 1918, 2384.

PA STATE ILLEGALLY OPERATED JUDICIAL SYSTEM Illegal prosecutions, torturing in Courtrooms violating Federal laws, illegal custodies or kidnappings "under color of laws, proceedures, etc..," denials of a lawyer, state laws, and "equal protection of other rights," subjections to illegal laws that violate Federal Crime Laws, etc.., and illegally operated state prison system, all in violation of RICO and Civil Rights Laws..

HEALTHCARE VIOLATIONS IN THREE STATES (PA, MD, OH) As a temporarily disabled Medicaid patient, I was denied medical treatment to help me to walk again and, as a result, condition worsened and forced on PA state Welfare (state officiated SSI was denied me after several applications, and after they forced me to withdraw by requesting I prejudice my cases for which I am denied lawyer. All are in violations of RICO and Civil Rights Laws. Regulations on bodyparts - abuse of corpse violation, etc.

PA WELFARE AND MEDICAID Both these systems are illegally operated, against RICO and Civil Rights Laws.

TRANSPORTATION I have witnessed Greyhound Bus, Amtrak, and international Laidlaw Transit, Inc. operate as those above, that is, in violation of RICO and Civil Rights Laws.

U.S. POSTAL SERVICE I have witnessed the above on this operation, that needs corrected, services denied upon request, P.O. Offices not manned with enough help, etc...

TRADE Products sold to U.S. citizens from other counties violate our Federal Laws: a) Right to Privacy - phones that can be heard by others; b) RICO - phones that violate or interfere with other wire communications; c) infringements on others' patents; d) Safety standards are violated - poison or toxic cigarette smoke can make me ill, coma or death (allergic); lack regulations of pesticides in growing proceedures, and those which can cause injuries (various gagets); ETC...

Who is going to correct this situation, and STOP my being **TORTURED**?

Bonded to Christ Jesus,

Eileen Vey

EILEEN VEY

ATTACHMENTS: Nine (9)

EXHIBIT 3

APPENDIX 5

42 USCS § 1983

"Every person who, under color of any statute, ordinance, regulation, custom or usage, or any State or Territory of the District of Columbia, subjects, or caused to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in any action at law, suit in equity, or other proper proceeding for redress.."

At the time of litigating this case, the petitioner, Vey, was litigating 1) a state prima facie habeas corpus case in both the state and federal court systems without counsel; 2) Civil Rights case against, Allegheny County D.A.; 3) multi-state medical case, INDIGENT, WITHOUT ANY COUNSEL, IN A MEDICAL DILEMNA FOR LONG YEARS, and, therefore, was late.